

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
HENRY TUCKER, ON BEHALF OF HIMSELF
AND ALL OTHER PERSONS SIMILARLY
SITUATED,

Plaintiff,

-against-

DENNY'S CORPORATION,

Defendant.

ANALISA TORRES, District Judge:

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/24/2020

19 Civ. 9843 (AT)

ORDER

In light of the amended complaint filed by Plaintiff on August 11, 2020, ECF No. 31, and the renewed motion to dismiss filed by Defendant on September 1, 2020, ECF No. 32, Defendant's original motion to dismiss, filed on July 22, 2020, ECF No. 28, is DENIED as moot. *See* Individual Practices in Civil Cases Rule III(B)(iv). The renewed motion to dismiss will be decided in due course.

The Clerk of Court is directed to terminate the motion at ECF No. 28.

SO ORDERED.

Dated: September 24, 2020
New York, New York



ANALISA TORRES
United States District Judge